

AMENDMENT TO THE CLAIMS

Please cancel claims 10-16 without prejudice or disclaimer and amend the claims as follows:

1. (Previously Amended) An anode for a secondary battery comprising:
an anode active material layer which absorbs and discharge lithium ions;
wherein said anode active material layer includes:
a first layer, of which a chief ingredient is carbon, and
a second layer,
said second layer includes:
at least one first element which has a theoretical capacity larger than that of graphite,
at least one second element which has a theoretical capacity equal to or less than the
theoretical capacity of graphite, and
said second element is at least one element selected from a group consisting of C and
Fe.

2. (Previously Amended) An anode for a secondary battery comprising:
an anode active material layer which absorbs and discharge lithium ions;
wherein said anode active material layer includes:
a first layer, of which a chief ingredient is carbon, and
a second layer,

said second layer includes:

at least one first element which has a theoretical capacity larger than that of graphite,

at least one second element which has a theoretical capacity equal to or less than the theoretical capacity of graphite,

said second layer includes particles, and

said particles have said first element and said second element.

3. (Original) The anode for the secondary battery according to claim 2, wherein surfaces of said particles having said first element are coated with said second element.

4. (Original) The anode for the secondary battery according to claim 2, wherein surfaces of said particles having said second element are coated with said first element.

5. (Original) The anode for the secondary battery according to claim 2, wherein said particles are formed by any of a CVD method, a deposition method, a sputtering method, a mechanical milling method and a mechanical alloy method.

6.(Currently Amended) The anode for the secondary battery according to ~~any one of claims 2 to 5~~, claim 2, wherein said second element is at least one element selected from a group consisting of C, Fe and Cu.

7. (Currently Amended) The anode for the secondary battery according to ~~any one of claims 1 to 6~~, claim 2, wherein said first element is at least one element selected from a group consisting of Si, Ge, Sn, Al, Pb, Pd, Ag, In and Cd.

8. (Currently Amended) The anode for the secondary battery according to ~~any one of claims 1 to 7~~ claim 2, further comprising:

a layer composed of Li or Li compound.

9. (Original) The anode for the secondary battery according to claim 8, wherein said Li compound includes LiF or Li₂O.

Claims 10-16 (Canceled)

17. (New) The anode for the secondary battery according to claim 6, wherein said first element is at least one element selected from a group consisting of Si, Ge, Sn, Al, Pb, Pd, Ag, In and Cd.

18.(new) The anode for the secondary battery according to claim 17, further comprising:

a layer composed of Li or Li compound.

19. (New) The anode for the secondary battery according to claim 18, wherein said Li

compound includes LiF or Li₂O.

20. (New) The anode for the secondary battery according to claim 1, wherein said first element is at least one element selected from a group consisting of Si, Ge, Sn, Al, Pb, Pd, Ag, In and Cd.

21. (New) The anode for the secondary battery according to claim 20, further comprising:

a layer composed of Li or Li compound.

22. (New) The anode for the secondary battery according to claim 21, wherein said Li compound includes LiF or Li₂O.

23. (New) The anode for the secondary battery according to claim 1, further comprising:

a layer composed of Li or Li compound.

24. (New) The anode for the secondary battery according to claim 23, wherein said Li compound includes LiF or Li₂O.